

**Council President Robert V. Russo will call the meeting to order at 7:00 PM.**

**Town Sergeant Stephen Mallane will lead with the Pledge of Allegiance**

**Please note: pursuant to Rule 3 Section E of the Town Council Rules, adopted by Resolution 2005-1, the Council shall adjourn at 10:30 p.m. and any unfinished business shall be carried to the fourth Monday of the month or to a date agreed upon by the Council.**

## **Roll Call**

**District 1 – Council Vice-President William F. Santilli  
District 2 – Councilman Ernest F. Pitochelli  
District 3 – Councilman John DiMaio  
District 4 – Council President Robert V. Russo  
District 5 – Councilwoman Stephanie P. Manzi**

**Award & Recognition Ceremonies - None**

## **Status on Public Hearing for Ordinances**

**Ordinance 2003-5 An Ordinance in Amendment of the Zoning Ordinance for Charda Properties, LLC of Providence, Rhode Island  
Location: Greenville Avenue Assessor's Plat 55  
Requesting change of zone from R-40 to Planned District  
Pending Superior Court Hearing**

**Ordinance 2004-31 An Ordinance in Amendment of the Zoning Ordinance for Ronald Maggiacomo location: Simmonsville Ave & Plainfield Pike Assessor's Plat 29 Lot(s) 1, 2 & 42 Requesting change of zone from R-20 to B-2 Pending Planning Board Advisory Opinion**

**Ordinance 2004-32 Abandonment of a Portion of Old Pippin Orchard Rd located on Assessor's Plat 33 Pending Planning Board Advisory Opinion**

**Ordinance 2005-2 Abandonment of a Portion of Scituate Avenue located on Assessor's Plat 43 - Pending**

**Ordinance 2005-3 Abandonment of a Portion of DiMeo Drive located on Assessor's Plat 43 - Pending**

**Ordinance 2005-4 Abandonment of a Portion of Macera Circle located on Assessor's Plat 43 - Pending**

**Ordinance 2005-10 An Ordinance in Amendment of the Zoning Ordinance for Richard Conti., location: Brown Ave Assessor's Plat 60 Lot(s) 10, 11, 12, 13 Requesting change of zone from R-40 to R-10 Pending Planning Board Advisory Opinion**

**Ordinance 2005-11 An Ordinance in Amendment of the Zoning**

**Ordinance for Louis L. Vinagro, Jr., location: Old Pocasset Rd Assessor's Plat 44 Lot(s) 393 Requesting change of zone from R-40 to Industrial (I) Pending Planning Board Advisory Opinion**

**Ordinance 2005-12 Abandonment of Alpine Street located on Assessor's Plat 35 Pending Planning Board Advisory Opinion**

**Ordinance 2005-23 Abandonment of a Portion of Leah Street located on Assessor's Plat 13 Pending - Introduced October 2005 – Not referred to Planning Board**

**Ordinance 2005-24 Abandonment of a Portion of Celia Street located on Assessor's Plat 13 Pending - Introduced October 2005 – Not referred to Planning Board**

**Ordinance 2005-25 Abandonment of a Portion of Rachela Street located on Assessor's Plat 4 Pending - Introduced October 2005 – Not referred to Planning Board**

**Ordinances to be Read**

**Ordinance 2005-21 An Ordinance in amendment of the salary ordinance for the Building Official of the Town of Johnston Introduction tabled from October 2005**

**Ordinance 2005-26 An Ordinance Relating to the Care and Safety for**

## **Day Care Centers**

**Ordinance 2005-27 An Ordinance Relating to the Regulation of Dumpsters**

## **Licenses**

**2005-CP-102 Nightstar Enterprises, Inc. / location: 59D Putnam Avenue Business-Operating & Sunday Sales License – aromatherapy oils & readings 90-day review**

**2005-CP-127 Partsport, Inc. / location: 3 Lucia St Business-Operating License – general auto repair – Continued from October**

**2005-CP-136 J & M Hobbies. / location: 2949 Hartford Avenue, Unit 3 Business-Operating & Sunday Sales License – toy & hobby shop**

**2005-CP-137 Post Card Solutions.Com / location: 9 Mulberry Circle Business-Operating License – internet sales of postcards for real estate phone calls only**

**2005-CP-138 N.B.K. Landscape Services / location: 38 Waterman Avenue Business-Operating License – landscaping-phone calls only**

**2005-CP-139 Ming Garden Chinese Restaurant / location: 1 Commerce Way  
Restaurant & Sunday Sales License – Chinese restaurant transfer of ownership**

**2005-CP-140 The Coda Lounge, LLC d/b/a The Coda Lounge / location: 678 Killingly Street  
Restaurant, Sunday Sales & Game Machines License – liquor, food and entertainment-transfer of ownership - f/k/a The Brass Lounge, Inc**

**2005-CP-141 The Coda Lounge, LLC d/b/a The Coda Lounge / location: 678 Killingly Street  
Entertainment License – liquor, food and entertainment transfer of ownership - f/k/a The Brass Lounge, Inc**

**2005-CP-142 Puleo's Bar & Grille, Inc d/b/a Puleo's Bar & Grille/ location: 1478 Atwood Av  
Restaurant & Sunday Sales License – restaurant & bar-transfer of ownership**

**2005-CP-143 Puleo's Bar & Grille, Inc d/b/a Puleo's Bar & Grille/location: 1478 Atwood Av  
Entertainment License – restaurant & bar-transfer of ownership**

**2005-CP-144 Tim Hortons / location: 1423 Hartford Avenue  
Restaurant & Sunday Sales License – coffee, baked goods , soups, sandwiches**

**2005-CP-145 Aunties Deli / location: 1501 D Hartford Avenue  
Restaurant License – deli, sandwich shop-transfer of**

## **ownership**

**2005-CP-146 Bainbridge Apartments / location: 363 Simmonsville Avenue Business-Operating & Sunday Sales License – apartment complex-residential rental-transfer of ownership**

**2005-CP-147 Nail Studios / location: 1450 Atwood Avenue Business-Operating & Sunday Sales License – nail salon**

**2005-CP-155 Annual Renewal of all Entertainment Licenses**

## **Liquor Licensing Commission**

**2005-L-11 The Coda Lounge, LLC d/b/a The Coda Lounge / location: 678 Killingly Street Class BV Full Liquor License –liquor, food, entertainment-transfer of ownership- f/k/a The Brass Lounge**

**2005-L-12 Puleo Bar & Grille, Inc d/b/a Puleo's Bar & Grille/ location: 1478 Atwood Ave Class BV Full Liquor License –restaurant & bar-transfer of ownership**

**2005-L-13 Annual Renewal of all Alcoholic Beverage Licenses**

## **Constituent Requests**

## **Unfinished Business**

**Resolution 2005-28 Ratification of Amendment to Purchase and Sales Agreement dated August 10, 2005 between the Town of Johnston & Garwaine Realty relative to The Johnston Senior Center**

**2005-CP-135 Discussion re: Correspondence from the Municipal Land Trust Continued from October 2005**

**New Business**

**2005-CP-148 Petition NE 202439 from Narragansett Electric Co on Winika Court**

**Resolution 2005-29 Authorizing the Release of \$200,000 from Monies Collected Pursuant to Rhode Island General Laws of 1956, as amended, §23-19-13,a/k/a Tipping Fee from RIRRC**

**Resolution 2005-30 Ratification of the Collective Bargaining Agreement between the Town of Johnston and the Employees of the Marion J. Mohr Library,Local 1491**

**2005-TO-11 Tax Assessor Abatements – November 2005**

## **Public Hearings for Ordinances**

**Ordinance 2005-18 An Ordinance in Amendment of the Zoning Ordinance for Sandmoor Realty, LLC, location: Hartford Avenue Assessor's Plat 54 Lot(s) 143, 53, 79 & 97 Requesting change of zone from B-2, B-3 and R-40 to B-2**

**Ordinance 2005-20 An ordinance relating to the abandonment of roadways and the setting of fair market value of said abandoned property by the Town of Johnston**

**Ordinance 2005-22 An Ordinance in Amendment of § 47-13 of the Johnston Town Code re: Indemnification of Public Officials and Employees**

**Reading of the minutes of the previous meetings**

**Transcripts prepared by Stenographer: September 12, 2005**

**Minutes prepared by Town Clerk: None**

**Claims**



**2005- CP-149 Claim from David Petit seeking damages to personal property -vehicle damaged by raised sewer cap on Manuel Avenue**

**2005- CP-150 Claim from Richard A Pacia Law Associates, Inc on behalf of Michael Lanni seeking damages as a result of injuries sustained in bicycle accident involving a sewer drain on sidewalk at 1350 Hartford Avenue**

**2005- CP-151 Claim from Mehemood Qureshi seeking damages for personal property – fence broken as a result of a town tree falling**

**2005- CP-152 Claim from Joseph A Cacicia seeking damages for personal property- police cruiser allegedly ran over video camera**

**2005- CP-153 Claim from Desiress & Jason Gesualdi seeking damages for property at 75 Waveland Street - raw sewage damaged home**

**Requests to be heard**

**2005-CP-154 Kathleen Gudaitis of Serrel Sweet Rd re: issues with Town**

**Adjournment**

**Attest:**

**Robin D. PimentalTown Clerk**